TRC/MJL 07949-08002

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

ALLIANZ GLOBAL RISKS U.S. INSURANCE COMPANY, as subrogee of Buffets Holdings, Inc.,	)
Plaintiff,	) No.: 07 C 7149
v.	)
NOVAK CONSTRUCTION COMPANY, an Illinois corporation.	)
Defendant.	)

NOTICE OF MOTION

To:

Matthew S. Ponzi
Megan E. Ritenour
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PLEASE TAKE NOTICE that on **April 24, 2008**, at **9:00 am** I shall appear before Judge Samuel Der-Yeghiayan, or any Judge sitting in his stead, in the courtroom usually occupied by him in Room 1903 of the Federal Court 219 South Dearborn Street, Chicago, Illinois, and then and there present **DEFENDANT'S MOTION FOR LEAVE TO FILE THIRD PARTY COMPLAINT,** a copy of which is attached to this Notice of Filing.

Name: TIMOTHY R. COUTURE of JOHNSON & BELL, LTD.
Attorney for: Defendant
Address: 33 West Monroe St., Suite 2700
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Pursuant to 735 ILCS 5/1-109, the undersigned states that he served the foregoing Notice of Filing and documents referenced therein by mailing copies to the above-named attorneys via electronically on April 14, 2008.

s/Timothy R. Couture